ESTTA Tracking number:

ESTTA490887 08/24/2012

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92055305
Party	Plaintiff Microsoft Corporation
Correspondence Address	WILLIAM O FERRON JR SEED IP LAW GROUP LLP 701 FIFTH AVENUE SUITE 5400 SEATTLE, WA 98104 UNITED STATES billf@seedip.com, LitCal@seedip.com, BillF.docketing@SeedIP.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	William O. Ferron, Jr.
Filer's e-mail	billf@seedip.com, litcal@seedip.com
Signature	/William O. Ferron, Jr./
Date	08/24/2012
Attachments	suspension.pdf (3 pages)(74172 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Microsoft Corporation,)
Petitioner,)
V.) Cancellation No. 92055305
AG Communication Systems Corporation,) Registration No. 1,742,196)
Respondent.)
Commissioner for Trademarks	

Commissioner for Trademarks PO Box 1451 Alexandria VA 22313-1451

STIPULATED MOTION TO SUSPEND PROCEEDINGS UNDER 37 CFR § 2.117(c)

Pursuant to 37 CFR § 2.117(c), the parties jointly request that the above captioned cancellation proceeding be suspended for ninety (90) days until December 6, 2012. The new trial schedule would be:

Time to Answer:	
Deadline for Discovery Conference :	01/05/2013
Discovery Opens :	01/05/2013
Initial Disclosures Due :	02/04/2013
Expert Disclosure Due :	06/04/2013
Discovery Closes:	07/04/2013
Plaintiff's Pretrial Disclosures :	08/18/2013
Plaintiff's 30-day Trial Period Ends:	10/02/2013
Defendant's Pretrial Disclosures:	10/17/2013
Defendant's 30-day Trial Period Ends:	12/01/2013
Plaintiff's Rebuttal Disclosures :	12/16/2013
Plaintiff's 15-day Rebuttal Period Ends:	01/15/2014

The grounds for this motion is that the parties have reached a settlement and request suspension of the proceedings so they can prepare and sign settlement documents and thereafter

Cancellation No. 92055305

file a dismissal with the Board.

It is respectfully submitted that the proceedings in this cancellation should be suspended for ninety (90) days subject to the right of either party to request the lifting of the suspension at any time.

Petitioner's counsel, William Ferron, and respondent's counsel, K. Bradford Adolphson, agreed to the proposed suspension via email dated August 22, 2012.

It is submitted that the foregoing constitutes a proper showing of good cause for the suspension as requested and it is not interposed for purposes of delay.

The Board Attorney is invited to call respondent's counsel if any questions remain following review of this motion.

Respectfully submitted,

AG Communication Systems Corporation

Dated: August 22 2012

K. Bradford Adolphson Registration No. 30,927 Attorney for Respondent

WARE, FRESSOLA, VAN DER SLUYS & ADOLPHSON LLP Bradford Green, Building Five 755 Main Street, P.O. Box 224 Monroe, CT 06468

Telephone: (203) 261-1234 Facsimile: (203) 261-5676

CERTIFICATE OF SERVICE AND MAILING

This hereby certifies that a copy of the foregoing STIPULATED MOTION TO SUSPEND PROCEEDINGS UNDER 37 CFR §2.117(c) was served by first-class mail on Petitioner's counsel and the original was mailed to the U.S. Patent and Trademark Office on the date indicated below by depositing the same with the United States Postal Service as first-class mail, postage prepaid to:

William O. Ferron, Jr. SEED IP Law Group PLLC 701 Fifth Avenue, Suite 5400 Seattle, WA 98104

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

Dated: Augusi 22, 2012

. Bradford Adolphson